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Dated: August 19, 2004

Signature: 

(Grace Yu)

Docket No.: 377882000900  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Gary VAN NEST

Application No.: 09/802,686

Art Unit: 1648

Filed: March 9, 2001

Examiner: T. Brown

For: METHODS OF PREVENTING AND  
TREATING RESPIRATORY VIRAL  
INFECTION USING  
IMMUNOMODULATORY  
POLYNUCLEOTIDE SEQUENCES

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated April 23, 2004 in connection with the above-identified application. Filed herewith is a Petition and fee for a 1 month extension of time, thereby extending the deadline for response to August 23, 2004. Accordingly, this response is timely filed.

Applicant has given careful consideration to the grounds for rejection and objection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.